

REMARKS

In the Office Action, the disclosure was objected to because of informalities. The claims were objected to as the form of claims 26-51 was improper. Claims 26-51 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claims 26, 27, 29, 31, 32, 34-38, 40 and 41 were rejected under 35 U.S.C. §102(b) as being anticipated by Dube et al. (U.S. Pat. Pub. No. 2002/0056668). Claims 28, 33, 39 and 42-51 were rejected under 35 U.S.C. §103(a) as being unpatentable over Dube in view of Mclean (U.S. Pat. No. 2,055,630), Davis (U.S. Pat. No. 6,318,560) and Paladin (U.S. Pat. No. 6,986,425).

Referring to the claim rejections, the specification of Dube et al. (U.S. Pat. Pub. No. 2002/0056668) shows a solution which does not show the subject matter of claim 26. The solution by Dube rather shows that the disc screen is arranged in the direction of the feed opening for the trommel screen machine in front of the trommel screen. Furthermore, there are two feed funnels, namely one for the trommel screen machine and another one for the disc screen. These feed funnels have in the citation by Dube reference number 19 (inlet) and 35 (feeding hopper). Therefore, the required space needed by the device according to Dube is

considerable, in particular in its longitudinal extension. For transporting or shifting the device this means that for this purpose, if necessary, special vehicles are required or it can only be moved on streets where vehicles with a suitable length can move. This device according to Dube et al. also means for the set-up place that a very large space is required. This is usually not available in the set-up enterprises which carry out comminution work.

The solution of the present invention differs accordingly from that of the cited art by the fact that the disc screen is arranged actually exactly on the trommel screen machine so that the required space is reduced considerably. As additionally the feed funnels are arranged on the housing of the trommel screen itself, the required space is reduced considerably compared with the solution by Dube.

The invention suggests that the disc screen is arranged exactly, that means identically with the feed funnel from the trommel screen machine. Therefore, claim 26 has been amended to include the subject matter of claim 27. The claimed subject matter is not shown in the citation by Dube nor in the citations to Mclean, Davis or Paladin.

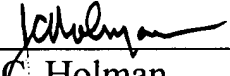
Based on the foregoing amendments and remarks, it is respectfully submitted that the present application should now be in condition for allowance.

A Notice of Allowance is in order, and such favorable action and reconsideration are respectfully requested.

However, if after reviewing the above amendments and remarks, the Examiner has any questions or comments, he is cordially invited to contact the undersigned attorneys.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: 
John C. Holman
Reg. No. 22,769

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202) 638-6666
Date: June 4, 2008
JCH/JLS:crj